

In the United States District Court
For the Middle District of North Carolina



**Brian David Hill,
Petitioner/Defendant**

v.

**United States of America,
Respondent/Plaintiff**

Criminal Action No. 1:13-CR-435-1

Civil Action No. 1:22-CV-00074

PETITIONER'S NOTICE OF APPEAL

NOW COMES the Criminal Defendant and 28 U.S.C. § 2255 ("2255 Motion") and 2255 Petitioner Brian David Hill ("Brian D. Hill", "Hill", "Brian", "Defendant", and "Petitioner"), that is acting pro se in this action before this Honorable Court in the Middle District of North Carolina, and hereby respectfully moves to file this notice of appeal.

Notice is hereby given that Defendant/Petitioner Brian David Hill in the above named case hereby appeal to the United States Court of Appeals for the Fourth Circuit from an order entered in this action on March 2, 2020 (Document #300).

*See Fed. R. App. P. 3(c) for permissible ways of identifying appellants.


Petitioner requests tolling on this NOTICE OF APPEAL until after the accompanying Motion is dispositioned, and that accompanying motion is entitled

the "MOTION TO RECONSIDER THE ORDER/JUDGMENT UNDER DOCUMENT #300 DENYING PETITIONER'S DOCUMENT #294: "MOTION FOR APPOINTMENT OF SPECIAL MASTER FOR PROCEEDINGS AND FINDINGS OF FACT OF GROUND VII"; AND DOCUMENT #296: "MOTION FOR APPOINTED COUNSEL TO ASSIST IN 2255 CASE MOTION AND BRIEF/MEMORANDUM OF LAW IN SUPPORT OF MOTION BY BRIAN DAVID HILL." Petitioner requests tolling of this NOTICE OF APPEAL until that Motion is acted upon. See Fed. R. App. 4(a)(4)(A).

Petitioner requests delay of execution of this NOTICE OF APPEAL until after the accompanying Motion to Reconsider, noted above, is fully dispositioned. Petitioner is willing to file an AMENDED NOTICE OF APPEAL to cover the final decision on that accompanying motion or an additional NOTICE OF APPEAL, if necessary.

Respectfully filed with the Court, this the 9th day of March, 2022.

Respectfully submitted,


Signed

Brian D. Hill

Signed

Brian D. Hill (Pro Se)
310 Forest Street, Apartment 2
Martinsville, Virginia 24112
Phone #: (276) 790-3505



Former U.S.W.G.O. Alternative News reporter
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Petitioner also requests with the Court that a copy of this pleading be served upon the Government as stated in 28 U.S.C. § 1915(d), that “The officers of the court shall issue and serve all process, and preform all duties in such cases. Witnesses shall attend as in other cases, and the same remedies shall be available as are provided for by law in other cases”. Petitioner requests that copies be served with the U.S. Attorney office of Greensboro, NC via CM/ECF Notice of Electronic Filing ("NEF") email, by facsimile if the Government consents, or upon U.S. Mail.

Thank You!

CERTIFICATE OF SERVICE

Petitioner/Defendant hereby certifies that on March 9, 2022, service was made by mailing the original of the foregoing:

“PETITIONER’S NOTICE OF APPEAL”

by deposit in the United States Post Office, in an envelope, Postage prepaid, on March 9, 2022 addressed to the Clerk of the Court in the U.S. District Court, for the Middle District of North Carolina, 324 West Market Street, Greensboro, NC 27401.

Then pursuant to 28 U.S.C. § 1915(d), Petitioner requests that the Clerk of the Court move to electronically file the foregoing using the CM/ECF system which will send notification of such filing to the following parties to be served in this action:

